

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

|                       |   |                            |
|-----------------------|---|----------------------------|
| ePLUS, INC.,          | ) |                            |
|                       | ) |                            |
| Plaintiff,            | ) |                            |
|                       | ) |                            |
| v.                    | ) | Civil Action No. 3:09cv620 |
|                       | ) |                            |
| LAWSON SOFTWARE, INC. | ) |                            |
|                       | ) |                            |
| Defendant.            | ) |                            |

**CONSENT MOTION TO AMEND THE BRIEFING SCHEDULE FOR  
PLAINTIFF’S MOTION FOR EXCEPTIONAL CASE FINDING AND  
ATTORNEYS’ FEES AND PLAINTIFF’S BILL OF COSTS**

Plaintiff ePlus, Inc. (“ePlus”) and Defendant Lawson Software, Inc. (“Lawson”), by counsel, pursuant to Local Rule 7, hereby move to extend the deadlines for response and reply briefs relating to ePlus’s Motion for Exceptional Case Finding and Attorneys’ Fees Pursuant to 35 U.S.C. § 285 [Doc. No. 739] (“Motion for Exceptional Case Finding”) and the deadlines for objections and responses to objections to Plaintiff’s Bill of Costs [Doc. No. 743]. In support of this motion, the parties state as follows:

1. Lawson’s brief in opposition to the Motion for Exceptional Case Finding is currently due on June 14, 2011. The parties have agreed to a one-week extension of that deadline to June 21 and a one-week extension of the time for ePlus to file a response to July 1.

2. Pursuant to Local Rule 54(D)(2), Lawson’s objections to ePlus’s Bill of Costs is currently due on June 17. The parties have agreed to a similar extension of that deadline to June 21 and an extension of the deadline for ePlus’s responses to Lawson’s objections to July 1.

3. None of the requested extensions will affect any other pending deadline before the Court.

4. A Consent Order providing for these extensions is attached as Exhibit A. The parties will file an endorsed copy of this Order with the Court.

WHEREFORE, ePlus and Lawson respectfully request that the Court enter the Consent Order attached as Exhibit A.

EPLUS, INC.

By:                     /s/                      
Of Counsel

Craig T. Merritt, VSB #20281  
Henry I. Willett, III, VSB # 44655  
**CHRISTIAN & BARTON, LLP**  
909 East Main Street, Suite 1200  
Richmond, Virginia 23219-3095  
Telephone: (804) 697-4100  
Facsimile: (804) 697-4112  
[cmerritt@cblaw.com](mailto:cmerritt@cblaw.com)  
[hwillett@cblaw.com](mailto:hwillett@cblaw.com)

Scott L. Robertson (admitted *pro hac vice*)  
Jennifer A. Albert (admitted *pro hac vice*)  
David M. Young, VSB #35997  
**GOODWIN PROCTER LLP**  
901 New York Avenue, N.W.  
Washington, DC 20001  
Telephone: (202) 346-4000  
Facsimile: (202) 346-4444  
[srobertson@goodwinprocter.com](mailto:srobertson@goodwinprocter.com)  
[jalbert@goodwinprocter.com](mailto:jalbert@goodwinprocter.com)  
[dyoung@goodwinprocter.com](mailto:dyoung@goodwinprocter.com)

Michael G. Strapp (admitted *pro hac vice*)  
James D. Clements (admitted *pro hac vice*)  
**GOODWIN PROCTER LLP**  
Exchange Place  
53 State Street  
Boston, MA 02109-2881  
Telephone: (617) 570-1000  
Facsimile: (617) 523-1231  
[mstrapp@goodwinprocter.com](mailto:mstrapp@goodwinprocter.com)  
[jclements@goodwinprocter.com](mailto:jclements@goodwinprocter.com)

Attorneys for Plaintiff ePlus inc.

LAWSON SOFTWARE, INC.

By:                     /s/                      
Of Counsel

Dabney J. Carr, IV, VSB #28679  
Robert A. Angle, VSB #37691  
**TROUTMAN SANDERS LLP**  
P. O. Box 1122  
Richmond, Virginia 23218-1122  
Telephone: (804) 697-1200  
Facsimile: (804) 697-1339  
[dabney.carr@troutmansanders.com](mailto:dabney.carr@troutmansanders.com)  
[robert.angle@troutmansanders.com](mailto:robert.angle@troutmansanders.com)

Daniel McDonald (admitted *pro hac vice*)  
William D. Schultz (admitted *pro hac vice*)  
Rachel C. Hughey (admitted *pro hac vice*)  
Andrew J. Lagatta (admitted *pro hac vice*)  
Joshua P. Graham (admitted *pro hac vice*)  
**MERCHANT & GOULD P.C.**  
3200 IDS Center, 80 South Eighth Street,  
Minneapolis, MN 55402  
Telephone: (612) 332-5300  
Facsimile: (612) 332-9081

Donald R. Dunner (admitted *pro hac vice*)  
Erika H. Arner (admitted *pro hac vice*)  
**FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.**  
901 New York Avenue, N.W.  
Washington, DC 20001  
Telephone: (202) 408-4000  
Facsimile: (202) 408-4400

*Counsel for Defendant Lawson Software, Inc.*